

Serial No. 10/086,733

PATENT

152 3623



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Benjamin G. Cruz	Docket No.: CRUZ-0001 RPB REF: CRUZ-0001
Serial Number: 10/086,733	Art Unit: 3623
Filing Date: March 5, 2002	Examiner: DIAZ
Title: METHOD OF GATHERING LOCAL DEMAND DATA FOR ENTERTAINMENT PERFORMANCES	

CERTIFICATE OF MAILING

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

I hereby certify that this correspondence and the attached
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addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

on September 28, 2006.

Respectfully submitted,

Robert P. Bell
Registration Number 34,546

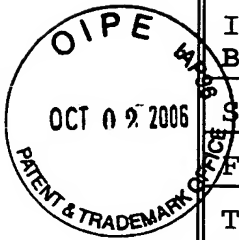
Robert Platt Bell
Registered Patent Attorney
P.O. Box 310
Aurora, New York 13026

(703) 474-0757

September 28, 2006

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)(3)

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

Transmitted herewith is an Information Disclosure Statement (Form PTO-1449) in the above-captioned application along with copies of the references cited.

This Information Disclosure Statement is submitted **prior to the mailing date of the first Office Action on the merits** received by Applicant in the above-identified application. Thus **no fee, petition, or certification is required**. However, the Commissioner is authorized to charge any additional fees or credit any overcharges to Deposit Account No. 50-1393.

Applicant has submitted these references to comply with the duty of disclosure in the above-patented application. However, submission of these references is not to be construed as an admission by applicant that these references are Prior Art *per se*. In particular, applicant reserves the right to swear behind applicable references where possible and permissible.

Consideration of the references and Examination on the Merits is respectfully requested.

Respectfully submitted,

Robert P. Bell
Registration Number 34,546

Robert Platt Bell
Registered Patent Attorney
P.O. Box 310
Aurora, New York 13026

(703) 474-0747
September 28, 2006

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PTO/SB/08B (09-06)

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Substitute for form 1400 PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/086,733
Filing Date	March 5, 2002
First Named Inventor	Benjamin G. CRUZ
Art Unit	3623
Examiner Name	Diaz
Attorney Docket Number	CRUZ-0001

Sheet 1 of 1

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	1	Eventful.com blog, April 5, 2006, http://blog.eventful.com/archives/2006/04/eventful_demand_1.html	
	2	Brainstorms.com blog, Feb. 24, 2003, http://www.brianstorms.com/archives/000066.html	
	3	"Pitching Battle of the Bands to Tim Draper", May 18, 2003, http://www.brianstorms.com/archives/000109.html	

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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